
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 469 by Representative Adams

1 AMENDMENT NO. 1

2 On page 1, line 4, after "firemen;" and before "and" insert "to provide exceptions; to provide
3 definitions;"

4 AMENDMENT NO. 2

5 On page 1, delete lines 13 through 20 in their entirety and insert the following:

6 ~~"A. Any volunteer fireman who renders emergency or rescue
7 services while in the performance of his duties at the scene of an emergency
8 shall not be individually liable for civil damages as a result of acts or
9 omissions in rendering the emergency or rescue services. The immunity
10 provided herein shall apply to all acts or omissions except those intentionally
11 designed to harm or those grossly negligent acts or omissions that result in
12 harm to person or property.~~

13 B. A volunteer fireman shall not be individually liable for civil
14 damages as a result of acts or omissions when:

15 (1) Rendering firefighting emergency or rescue services while in the
16 performance of his duties at the scene of an emergency; or

17 (2) Conducting normal functions of the fire department or
18 organization as defined by Subsection E of this Section.

19 C. The immunity provided by Paragraph (B)(2) of this Section shall
20 only apply to liability for civil damages as a result of acts or omissions
21 resulting in injury or death of another volunteer fireman or damage to his
22 property.

23 D. The provisions of this Section shall not apply to any of the
24 following:

25 (1) Travel by a volunteer fireman while in a personal vehicle,
26 including but not limited to travel to and from the scene of a fire, emergency,
27 or rescue.

28 (2) Damages caused by the intentional act or omission or gross
29 negligence or willful or wanton misconduct of the volunteer fireman."

30 AMENDMENT NO. 3

31 On page 2, delete line 1 in its entirety and insert the following:

32 ~~"B. E. As used in this Section;~~

33 ~~(1) "Normal function" means any of the following:~~

34 ~~(a) Training sponsored by the fire department or organization.~~

35 ~~(b) Preparation for and maintenance requirements of the Louisiana
36 Property Insurance fire suppression rating.~~

37 ~~(c) Maintenance of all fire suppression equipment and emergency or
38 rescue service equipment.~~

39 ~~(2) "volunteer Volunteer fireman" means any person who is"~~